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PATENT
Attorney Docket 056100-5020-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Susan M. **DYMECKI** *et al.*) Confirmation: 9567
Application No. 08/866,279) Group Art Unit: 1632
Filed: May 30, 1997) Examiner: Anne Marie Falk
For: **USE OF FLP RECOMBINASE**)
IN MICE)

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop AF
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is a Supplemental Amendment in response to the Advisory Action dated July 24, 2003, and the Office Action dated February 25, 2003. A Notice of Appeal was filed on August 25, 2003, setting a two month time period for filing a brief, which expired October 25, 2003.

2. **Extension of Time**

The proceedings herein are for a patent application and the provisions of 37 CFR 1.136(a) apply.

☐ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicants petition for an extension of time, the fees for which are set out in 37 CFR 1.17(a)-(d), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/> two months	\$ 420.00	\$210.00

<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

If an additional extension of time is required, please consider this a Petition therefor.

☐ An extension for ___ months has already been secured and the fee paid therefor of \$_____ is deducted from the total fee due for the total months of extension now requested.

3. **Constructive Petition**

☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

4. **Fee Calculation** (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	11	Minus	65	0	x \$84 each=	+ \$ 0.00
Independent Claims (37 C.F.R. §1.16(b))	3	Minus	6	0	x \$84 each=	+ \$ 0.00
<input type="checkbox"/> First presentation of Multiple dependent claim(s)					\$280.00	+ \$
SUB-TOTAL =						\$ 0.00
Reduction by 1/2 for filing by a small entity-						\$
TOTAL FEE =						\$ 0.00

6. **Fee Payment**

☐ No fee is to be paid at this time.

☒ Please charge **\$210.00** for the two-month extension of time fee to our Deposit Account No. 50-0310.


☒ The Commissioner is hereby authorized to charge any fees including fees due under 37 CFR §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: December 23, 2003

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By: 
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